

# HOUSE BILL No. 1785

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** None (noncode).

**Synopsis:** Reentry court program. Permits certain drug offenders participating in the Allen County reentry court program to receive food stamps or temporary assistance for needy families (TANF).

**Effective:** July 1, 2003.

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**Moses, GiaQuinta, Alderman**

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January 21, 2003, read first time and referred to Committee on Human Affairs.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## HOUSE BILL No. 1785

A BILL FOR AN ACT concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. [EFFECTIVE JULY 1, 2003] (a) As used in this  
2       SECTION, "food stamp eligible individual" refers to an individual  
3       who meets all the following requirements:

4               (1) The individual is a resident of a county having a  
5               population of more than three hundred thousand (300,000)  
6               but less than four hundred thousand (400,000).

7               (2) The individual was convicted of an offense under IC 35-48  
8               (controlled substances) for conduct occurring after August 22,  
9               1996.

10              (3) Except for 21 U.S.C. 862a(a), the individual meets the  
11              federal and Indiana food stamp program requirements.

12              (4) The individual is successfully participating in a reentry  
13              court program.

14       (b) As used in this SECTION, "reentry court program" refers  
15       to a program that meets the following requirements:

16              (1) A court in a county having a population of more than three  
17              hundred thousand (300,000) but less than four hundred  
18              thousand (400,000) has established and administers the



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1 program.

2 (2) The program is designed to supervise and provide services  
3 to an individual who was previously incarcerated by the  
4 department of correction in order to increase the likelihood  
5 that the individual will:

6 (A) become self-sufficient; and

7 (B) not commit additional crimes.

8 (c) As used in this SECTION, "TANF " refers to the federal  
9 Temporary Assistance for Needy Families program.

10 (d) As used in this SECTION, "TANF eligible individual" refers  
11 to an individual who meets all the following requirements:

12 (1) The individual is a resident of a county having a  
13 population of more than three hundred thousand (300,000)  
14 but less than four hundred thousand (400,000).

15 (2) The individual was convicted of an offense under IC 35-48  
16 (controlled substances) for conduct occurring after August 22,  
17 1996.

18 (3) Except for 21 U.S.C. 862a(a), the individual meets the  
19 federal and Indiana TANF program requirements.

20 (4) The individual is successfully participating in a reentry  
21 court program.

22 (e) Until June 30, 2005, and in accordance with  
23 21 U.S.C. 862a(d)(1) and this SECTION, the state elects to opt out  
24 of the application of 21 U.S.C. 862a(a) for individuals participating  
25 in the reentry court program.

26 (f) If ordered by a court, a food stamp eligible individual may  
27 receive food stamps for twelve (12) months. A court may extend the  
28 period for an additional twelve (12) months.

29 (g) If ordered by a court, a TANF eligible individual may  
30 receive TANF benefits for up to twenty-four (24) months.

31 (h) Notwithstanding subsections (f) and (g), a food stamp  
32 eligible individual and a TANF eligible individual may not receive  
33 food stamp or TANF benefits after June 30, 2005.

34 (i) A court may modify or revoke an order issued under this  
35 SECTION concerning a food stamp eligible individual or a TANF  
36 eligible individual at any time.

37 (j) This SECTION expires July 1, 2005.

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